



United States Government

NATIONAL LABOR RELATIONS BOARD

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April 6, 2017

Stefanie J. Parker
Counsel for the General Counsel
National Labor Relations Board, Region 28
2600 North Central Avenue, Suite 1400
Phoenix, AZ 85004-3099

Re: Navopache Electric Cooperative, Inc., Case 28-CA-160585

Dear Ms. Parker:

This acknowledges the receipt in this office, through electronic filing, of the General Counsel's Limited Cross-Exception to Administrative Law Judge's Decision and Recommended Order, filed on April 3, 2017 in the above-referenced case.

Exceptions to the Administrative Law Judge's decision were due on March 6, 2017. Accordingly, any cross-exceptions were due by March 20, 2017, absent an extension of time. Section 102.46(c) of the Board's Rules and Regulations. That Section provides: "Any party who has not previously filed exceptions may, within 14 days, or such further period as the Board may allow, from the last date on which exceptions and any supporting brief may be filed, file cross-exceptions to any portion of the Administrative Law Judge's decision, together with a supporting brief, . . .". No extension of time for filing cross-exceptions was requested or granted in this case.¹

Accordingly, the General Counsel's Limited Cross-Exception to Administrative Law Judge's Decision and Recommended Order is untimely and cannot be forwarded to the Board for consideration.

Very truly yours,

Roxanne Rothschild
Deputy Executive Secretary

cc: Parties

¹ On March 14, 2017, an extension of time was granted to April 3, 2017 for the filing of Answering Briefs to Exceptions. When a party is granted an extension of time to file an answering brief to exceptions to an Administrative Law Judge's decision, this extension does not automatically extend the time for filing cross-exceptions to that decision. Please note, however, that when a party requests an extension of time to file cross-exceptions, the extension automatically extends the time for filing answering briefs to exceptions. See *P&M Cedar Products*, 282 NLRB 772 (1987). Here, Counsel for the General Counsel only requested an extension of time for filing an answering brief to exceptions. As no request was made for extending the time for filing cross-exceptions, the due date for cross-exceptions remained March 20, 2017.